

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor: Mittelstadt, William A
Application No.: 09/888943 Confirmation No.: 9282
Filed: 25-JUN-2001 Group Art Unit: 3772
Title: RESPIRATOR VALVE

FILING OF AMENDED BRIEF

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CERTIFICATE OF TRANSMISSION [37 CFR § 1.8(a)]

I hereby certify that this correspondence is being transmitted to United States Patent and Trademark Office on the date shown below via the Office electronic filing system.

April 13, 2010 /Susan M. Dacko/
Date Signed by: Susan M. Dacko

Dear Sir:

The following remarks are submitted in response to the Communication from the Examiner dated March 23, 2010. The Examiner states that the Appeal Brief filed on March 5, 2010 is defective because it does not contain a statement of the status of all claims (status of claims 1-26 and 48 was missing).

Applicants submit the following restatement of the status of the claims to eliminate any issue therewith:

STATUS OF CLAIMS

Claims 1-26 and 48 have been canceled. Claims 27-47 and 49-71 are pending in this patent application. These claims have been rejected and are the subject of this appeal.

The fee for filing an Appeal Brief was paid on March 5, 2010, therefore, it is believed that no additional fee is due. In the event an additional fee is due, please charge Deposit Account No. 13-3723.

Respectfully submitted,

April 13, 2010

Date

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